



**US Army Corps
of Engineers®**

Nashville District

Public Notice

Public Notice No. **02-68**

Date: **October 11, 2002**

Application No. **200201680**

Please address all comments to:

Nashville District Corps of Engineers, Regulatory Branch (Attn: Richard

Graham)

3701 Bell Road, Nashville, TN 37214

JOINT PUBLIC NOTICE US ARMY CORPS OF ENGINEERS STATE OF TENNESSEE

SUBJECT: Proposed Bank Stabilization on J. Percy Priest Lake

TO ALL CONCERNED: The project described below has been submitted for a Department of the Army (DA) Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (CWA)**. The state of Tennessee, Department of Environment and Conservation, issued a categorical water quality certification for bank stabilization activities located on project lands and lakes managed by the U.S. Army Corps of Engineers (CE), pursuant to Section 401(a)(1) of the CWA, via their General Permit, dated July 1, 2000.

APPLICANT: Music City Water Ski Club
1205 Pointe Place
Old Hickory, Tennessee 37138

LOCATION: Finch Branch Mile 0.3, Opposite Stones River Mile 29.6, Left Bank, J. Percy Priest Lake, Rutherford County, Tennessee (USGS Quad: LaVergne, TN; Latitude 36 deg 1 min 38 sec; Longitude 86 deg 30 min 48 sec). See Sheet 1.

DESCRIPTION: The proposed work would consist of stabilizing the left and right banks of Finch Branch cove. Approximately 2000 linear feet along the left bank would be shaped to achieve a 30-degree slope, covered with geotextile fabric, seeded with grass and strawed. Eventually, trees would be planted along this bank. Approximately 1250 linear feet along the right bank would be riprapped with 4"-diameter shot rock placed on a 45-degree slope using small tractors. The project would be performed during winter drawdown periods and is expected to take five years as club funds become available. The purpose would be to control bank erosion. Plans of the work are attached. See Sheet 2.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision

will reflect the national concern for both protection and utilization of important resources.

CELRN-OP-F 02-68

The benefit, which reasonably may be expected to accrue from the work, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the work, will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b)(1) of the CWA (40 CFR Part 230). A permit will be granted unless the District Engineer determines it to be contrary to the public interest.

The CE is soliciting comments from the public; federal, state, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Comments received will be considered by the CE to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historical properties, water quality, general environmental effects, and other public interest factors. Comments are used in the preparation of an Environmental Assessment (EA) and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. An EA will be prepared by this office prior to a final decision concerning issuance or denial of the requested DA Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any federally listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and, therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals may be required for the proposed work.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for hearings shall state, with particularity, the reasons for holding a hearing. Written statements received in this office on or before **October 26, 2002**, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attn: Richard Graham, address above, telephone (615) 369-7507.

Music City Water Ski Club
File No. 200201680
Public Notice No. 02-68



Sheet 1 of 2

Present Condition

North Shore

Future Plan

Removed top edge will
provide needed fill material
Geotextile Matting

30

Sheet 2 of 2

Present Condition

South Shore

Rip-rock will act as fill material
to be placed at a 45 degree angle

Future Plan